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**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF UTAH, CENTRAL DIVISION**

CAP ANA SWISS ADVISORS AG, a Swiss corporation, and AMERIMARK AUTOMOTIVE AG, a Swiss Corporation,

Plaintiff,

vs.

RYMARK, INC., a Utah corporation; and NICHOLAS THAYNE MARKOSIAN, an individual; JOHN KIRKLAND, an individual; and VICKY SMALL, an individual,

Defendants.

RYMARK, INC., a Utah corporation; and NICHOLAS THAYNE MARKOSIAN, an individual,

Counter Claimants,

vs.

CAP ANA SWISS ADVISORS AG, a Swiss corporation, and Amerimark Automotive AG, a Swiss Corporation,

Counter Defendants.

RYMARK, INC., a Utah corporation; and NICHOLAS THAYNE MARKOSIAN, an

**NOTICE OF SUBSTITUTION OF
COUNSEL**

Civil Case No. 2:23-cv-00467

Judge: Robert J. Shelby
Magistrate Judge: Cecilia M. Romero

individual,

Third-Party Plaintiffs,

vs.

SHAEN BERNHARDT, an individual;
ASHLEY MIRON LESHEM, an individual;
DAVID HESTERMAN, an individual;
NICOLAI COLSHORN, an individual;
STEFAN KAMMERLANDER, an individual;
ALEXANDER COENEN, an individual;
MARTIN FASSER HEEG, an individual;
AMERIMARK GROUP AG, a Swiss corporation; and PHILOMAXCAP AG, a German corporation,

Third-Party Defendants.

PLEASE TAKE NOTICE that Eric Benson, D. Loren Washburn, and Brennan Moss, of the firm Parkinson Benson Potter, having previously appeared on behalf of Nicholas Thayne Markosian, hereby notify the Court that they are now extending that appearance and substituting as counsel for the following attorneys from Kunzler Bean & Adamason—Chad S. Pehrson, Robert P. Harrington, Stephen Richards and Taylor Smith—which attorneys previously represented all Defendants, including RYMARK, INC., JOHN KIRKLAND, and VICKY SMALL. Messrs. Benson, Washburn, and Moss are aware of and will comply with all pending deadlines.

DATED: May 16, 2025.

**PARKINSON BENSON POTTER (substituting
in as counsel for RYMARK, INC., JOHN KIRKLAND, and VICKY SMALL).**

/s/ Brennan H. Moss
Brennan H. Moss

**KUNZLER BEAN & ADAMSON (substituting out as counsel for RYMARK, INC., JOHN
KIRKLAND, and VICKY SMALL).**

/s/ Chad Pehrson
Chad S. Pehrson,
Robert P. Harrington,
Stephen Richards and
Taylor Smith

CERTIFICATE OF SERVICE

I hereby certify that on this 19th day of May 2025 I filed the foregoing via the Court's CM/ECF system, which provided notice of such filing to all counsels of record.

/s/ Brennan H. Moss